

**TOWN COUNCIL
REGULAR MEETING
AUGUST 7, 1996
7:00 P.M.**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:05 p.m. by Mayor Venis and was followed by the Pledge of Allegiance.

Councilmember Santini presented certificates to Davie Lincoln Mercury for the donation for the fireworks.

2. ROLL CALL

Present were Mayor Venis, Vice-Mayor Cox and Councilmember Santini. Also present were Town Administrator Flatley, Town Attorney Webber, and Town Clerk Reinfeld recording the meeting. Councilmembers Bush and Kiar were absent.

3. OPEN PUBLIC MEETING

Mayor Venis advised the speakers of the Open Public Meeting procedures.

Arthur Joseph, 13700 SW 18 Court, advised that he attended the budget workshop on August 5th and discussed Vice-Mayor Cox's "disparaging" remarks regarding the Town's Fire Department.

Al Tyler, 8090 SW 19 Court, stated that he agreed with building a new police facility and he questioned Council's feelings on this matter. He indicated that this issue would "not fly" without Council's support.

Linda Fain, 13917 SW 36 Court, advised that she was unable to attend the meeting regarding the Sunnyslane special assessment. She stated that she felt she was "railroaded" into having city water and she was not notified of the sludge line that Broward County installed. Ms. Fain indicated that she thought the County should pay for the assessment. She questioned why she was not notified.

Sandra Switzer, 13510 SW 29 Street, began to discuss a zoning change on State Road 84 between the townhomes and the trailer park. Mr. Webber advised that this issue was the subject of an on-going land use plan that would be coming before Council; therefore, Council could not hear this input.

Ms. Switzer discussed the Teen Challenge facility.

Dean Alexander, 13820 SW 16 Street, stated that he did not have a problem when people were fined for violations, however, every Council meeting had several resolutions mitigating these fines. He said that if a fine was not enforced at its original level, questions would be raised if the fine was enforceable. Mr. Alexander suggested that the procedure on fines be readdressed.

Michael Davenport, 14041 SW 22 Place, stated that a limited number of people had seen the site plan on the proposed police facility or listened to Police Chief Jack Mackie's presentation. He invited everyone to get involved and listen to Chief Mackie's presentation as the facilities were desperately needed. Mr. Davenport advised that a Crime Watch meeting was being held at his house on August 8th and all interested residents were invited to attend.

Mr. Davenport agreed with Councilmember Santini's comment regarding several of the Town's advisory boards needing fresh faces and new ideas; however, he would legislate the compilation of the board. He said that each Councilmember should have the opportunity to appoint members who participate and contribute. Mr. Davenport stated that he was amazed that one Councilmember reappointed an individual to the Open Space Advisory Board who had missed five of nine meetings. He said that appointments should not be politicized or

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productive members randomly removed. Mr. Davenport indicated that there were many residents who were ready to serve on boards and it was Council's responsibility to consider the attendance and contribution before reappointing a member to a board.

Diana Gonzalez, 13326 SW 28 Street, discussed the Teen Challenge issue and said that the residents were upset.

Phyllis Kowal, 14491 SW 24 Street, asked what the residents could do to get bike paths installed in the western area of town. Vice-Mayor Cox indicated that a community meeting was being scheduled for late August or September.

Ms. Kowal asked for an update on the bridge at Robbins Lodge. Vice-Mayor Cox responded that the bridge was to be delivered the following week. Assistant Town Administrator Robert Rawls added that it would take approximately four weeks before the bridge was open.

Michael Powell, 12565 SW 14 Street, discussed the Teen Challenge matter and indicated that this facility was the first to work and delivery the people. He said that he would "love" to have the facility next to him.

Mayor Venis passed the gavel and made a motion to excuse Councilmembers Bush and Kiar from the meeting. Vice-Mayor Cox seconded the motion. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

4. PRESENTATIONS

From Council

4.1 Sponsors of July 4th Fireworks

Councilmember Santini stated that several companies had made donations for the Town's fireworks and she presented certificates of appreciation to the following: Davie Commerce Center, Home Depot, Memorial Hospital, Southern Sanitation, Browning Ferris Industry, Sea Ranch - Forest Ridge, Winn Dixie and the Community News.

Mayor Venis advised that requests had been made to table items 6.26, 6.27, 8.4, 8.7, 8.8, and 8.9 to August 21, 1996.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to table [items 6.26, 6.27, 8.4, 8.7, 8.8, and 8.9]. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

Mayor Venis advised that requests had been made to table items 8.3 and 8.6 to September 4, 1996.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to table [items 8.3 and 8.6]. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

Mayor Venis advised that item 8.5 had been withdrawn.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to withdraw item 8.5. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and

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Councilmember Santini - yes. (Motion carried 3-0)

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Mayor Venis advised that a request had been made to table item 8.14. Michele Mellgren, Director of Development Services, advised that staff was requesting a tabling of this item until September 18, 1996.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to table. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

Ms. Mellgren introduced Jeff Katims, Planner II, who was a new staff member in the Planning and Zoning Division.

To Council

4.2 Davie/Cooper City Chamber of Commerce

Richard Miller, representing the Chamber of Commerce, thanked the Police Department

for providing personnel to speak on the graffiti issue at the Chamber breakfast to be held on September 21st. He discussed the upcoming 19th Annual Golf Classic being held on September 12th. Mr. Miller expressed the Chamber's support for the Community Redevelopment Agency's requesting for funding for the downtown Streetscape Project.

4.3 Proposed Police/Fire/EMS Facility - Citizens Crime Watch of Davie

Margie Main advised that a Political Action Committee had been formed to support the upcoming referendum on the proposed facility. She stated that the property was being purchased with forfeiture money and the cost of the proposed facility was approximately \$30 per year per \$100,000 home. Ms. Main asked for everyone's support on the September 3rd referendum.

5. COUNCILMEMBER COMMENTS

COUNCILMEMBER BUSH

Councilmember Bush was not present.

VICE-MAYOR COX

Vice-Mayor Cox had nothing to bring before Council.

COUNCILMEMBER SANTINI

WOMEN IN DISTINCTION. Councilmember Santini stated that she and Vice-Mayor Cox were honored as female legislators in Broward County.

COUNCIL MEETINGS. Councilmember Santini stated that Council had met with residents in the Palm Bay neighborhood and indicated that Council was available to help residents with problems. She added that Council had held a budget workshop on August 5th and the Town was looking at a no tax increase this year. Councilmember Santini stated that the redevelopment of the downtown was able to be placed in the budget.

POLICE/FIRE/EMS FACILITY. Councilmember Santini stated that Council was in support of the proposed police/fire/EMS facility.

SIDEWALKS. Councilmember Santini asked that Hiatus Road be added to the list of roads that were in need of sidewalks.

AQUACULTURE FACILITY. Councilmember Santini stated that Council toured Nova Southeastern University Oceanographic Institute and indicated that the Town and the

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University were jointly working on an aquaculture facility.

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COUNCILMEMBER KIAR

Councilmember Kiar was not present.

MAYOR VENIS

SERGEANT RICK SMITH. Mayor Venis stated that Sergeant Rick Smith had recently graduated from the Southern Police Institute and the top average score was 97.45. He advised that Sergeant Smith's score was 97.44 and while attending the Institute, Sergeant Smith was also taking two graduate courses at Nova Southeastern University.

CONCURRENCY MEETING. Mayor Venis stated that the concurrency meeting that Council attended several months ago was being televised August 14th on Channel 14 at 6:30 p.m.

ORANGE PARK. Mayor Venis asked Mr. Rawls to schedule a meeting in September with the homeowners from Orange Park. He indicated that at the last meeting, the residents were informed that the recreation room would be painted. Mr. Rawls advised that non-destructive wallcovering was to be installed.

SCARBOROUGH. Mayor Venis asked for an update on the turn lane into Scarborough. Mr. Rawls indicated that the accident studies had been completed and upon reviewing the plat information with Broward County, it appeared that the developer had an obligation to provide turn lanes which had not been constructed. He stated that this information had been forwarded to Henry Cook, Director of Engineering with the County. Mr. Rawls hoped that the County was able to review the original bonds and advance the construction.

70TH AVENUE AND NOVA DRIVE. Mr. Rawls advised that this project was in the Town's Capital Program which staff envisioned would be a joint project with the County's Traffic Safety Program. He explained that the County's program provided 66% of the funding with the Town budgeting 34% with the intent to construct turn lanes on Nova Drive. Mr. Rawls stated that the County was conducting a time and delay study at this intersection with the hope of a traffic light being installed.

PROPOSED POLICE/FIRE/EMS FACILITY. Mayor Venis advised that he would be speaking at the Crime Watch meeting being held at Mr. Davenport's home and he was in favor of the proposed police/fire/EMS facility.

Mayor Venis advised that item 8.1 would be discussed at this point in the meeting. No objections were noted.

8.1 Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance.

Arthur Joseph stated that he was in favor of the ordinance and discussed the bids that were received. He asked if there was to be a fee on vacant land. Mayor Venis replied negatively. Mr. Joseph asked if the proposed \$26 fee was a fictitiously low figure which would increase astronomically next year. He also asked what the projected date was that the Town would be assuming the EMS responsibilities. Christopher Wallace, Director of Budget and Finance, explained that the proposed fee included outfitting the current vehicles for Advanced Life Support (ALS) functions, staffing, a medical director, and billing. He stated that for the level of service that Council choose, the cheapest proposal was \$1.2 million. Mr. Wallace advised that the eventual staffing was not funded for the current fiscal year and the LifeFleet contract was for three years.

Mr. Wallace advised that the current full cost was approximately \$37. He explained that the difference between the \$26 and \$37 fees was attributed to the fact that

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the difference would

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be picked up through ad valorem taxation in the existing budget. Mr. Wallace stated that this was a financing concern as financing EMS through an assessment was a tax policy decision and Council had already decided to finance EMS.

Al Tyler, 8090 SW 19 Court, commented on the bid that was provided by LifeFleet and said that he was in favor of the ordinance. He questioned how much the business owners would be paying. Mr. Wallace responded that non-residential facilities were based upon square footage of the building. He added that LifeFleet was not being paid more than what was bid, but the additional costs were associated with the assessment, the EMS coordinator, the medical director, provision of paramedics and outfitting the Town's vehicles as ALS vehicles. Mr. Wallace stated that the terms and conditions of the contract with LifeFleet had not changed.

Mason Wachtstetter, 5020 SW 70 Avenue, questioned what the cost was to the commercial property and if the cost was to be a part of the taxes or a separate fee. Mr. Wallace advised that the cost for commercial property depended upon the type of property and indicated that there were six rates. He stated that the commercial rate ranged from \$80 to \$4,000 which would be in lieu of a tax.

Mr. Wallace advised that a public hearing on this issue would be held on September 4th.

George Lattimer, Deputy Superintendent with the Broward County School Board, expressed concerns with requiring schools to pay fees for certain "pieces of this fire/rescue services." He asked the Town to work with the School Board on this issue.

Mr. Flatley advised that an EMS Coordinator had been hired and a resolution for a medical director would be placed on the August 21st meeting. He advised that eight firefighters had recently completed their paramedic training and were currently completing the final requirements prior to becoming certified.

Michael Donati, Fire Chief, stated that he felt the Town was proceeding in the right direction and the Town was making a concerted effort to bring an EMS system to the Town under the direction of the Fire Department. He said he was proud of the Fire Department's staff and in three years, he expected to see EMS provided by the Town.

Mr. Flatley advised that if the proposed police/fire/EMS facility was approved on September 3rd, a fourth EMS facility site would be provided.

Mayor Venis closed the public hearing.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve item 8.1. Vice-Mayor Cox indicated that she sympathized with the School Board's request; however, the Town was heavily weighted with educational complexes which did not pay property taxes. She added that these complexes utilized the Town's services and if EMS costs were placed on property taxes, these complexes would not pay anything. Vice-Mayor Cox indicated that in fairness to the Town's residents, these complexes needed to be included in the assessment process.

Councilmember Santini explained that the Town's assessment costs were much lower than other cities because the Town tried to only cover the costs of providing EMS.

Mayor Venis stated that waiving the fee to the educational complexes would result in a major burden on the business owners and the residents.

In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

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6. CONSENT AGENDA

Minutes

- 6.1 July 2, 1996 - Workshop Meeting
- 6.2 July 3, 1996 - Regular Meeting
- 6.3 July 17, 1996 - Regular Meeting

Proclamation

- 6.4 International Day of Peace - September 17, 1996

Resolutions

- R-96-231 6.5 **MITIGATION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 95-84 FROM \$17,600 IN AMOUNT TO \$1,500; AND PROVIDING AN EFFECTIVE DATE. (Shenandoah Square Assoc. Ltd and Rich Veingrad d/b/a Video Connection)
- R-96-232 6.6 **MITIGATION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 95-213 FROM \$49,600 IN AMOUNT TO \$1,000; AND PROVIDING AN EFFECTIVE DATE. (The Prudential Florida Realty representing John W.P. Drew)
- R-96-233 6.7 **MITIGATION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 95-397 FROM \$7,000 IN AMOUNT TO \$800; AND PROVIDING AN EFFECTIVE DATE. (St. Bonaventure Catholic Church)
- R-96-234 6.8 **MITIGATION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 96-266 FROM \$2,000 IN AMOUNT TO \$1,000; AND PROVIDING AN EFFECTIVE DATE. (Ireland Davie Ltd., and Daniel Stahl d/b/a C.D. Music and Video Connection)
- R-96-235 6.9 **MITIGATION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
APPROVING A REQUEST FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 96-028 FROM \$45,000 IN AMOUNT TO \$8,000; AND PROVIDING AN EFFECTIVE DATE. (U.S. Department of Housing and Urban Development; Dale A. Jacobson)
- R-96-236 6.10 **AMEND FEE SCHEDULE/CHARGES FOR SPECIAL SERVICES - A**
RESOLUTION OF THE TOWN OF DAVIE, FLORIDA. AMENDING FEE

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**SCHEDULE AND CHARGES FOR SPECIAL SERVICES FOR THE POLICE
DEPARTMENT. (Fee for public records)**

**6.11 DRUG-FREE WORKPLACE POLICY - A RESOLUTION OF THE
TOWN OF
R-96-237 DAVIE, FLORIDA, APPROVING A DRUG-FREE WORKPLACE POLICY
FOR ITS EMPLOYEES.**

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- 6.12 FUNDING FOR SUMMER RECREATION PROGRAM - A RESOLUTION OF**
R-96-238 THE TOWN OF DAVIE, FLORIDA, AUTHORIZING APPROVAL AND EXECUTION OF A CONTRACT WITH THE BROWARD COUNTY DIVISION OF CHILDREN'S SERVICES TO ACCEPT FUNDING IN THE AMOUNT OF \$34,350 FOR THE 1996 SUMMER RECREATION PROGRAMS.
- 6.13 WAIVING TAXES IN LIEU OF SERVICES PROVIDED - A RESOLUTION OF**
R-96-239 THE TOWN OF DAVIE, FLORIDA AUTHORIZING THE MAYOR TO RENEW AN AGREEMENT BETWEEN THE TOWN OF DAVIE AND THE BROWARD COUNTY HOUSING AUTHORITY WAIVING PAYMENT IN THE LIEU OF TAXES IN EXCHANGE FOR SERVICES PROVIDED; AND PROVIDING AN EFFECTIVE DATE. (Ehlinger Apartments and Griffin Gardens)
- 6.14 GRANT AWARD - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
R-96-240 ACCEPTING THE GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE UNDER THE "COPS MORE" PROGRAM, ADMINISTERED BY THE DEPARTMENT OF JUSTICE'S OFFICE OF COMMUNITY POLICING SERVICES. (\$198,000)
- 6.15 GRANT AWARD - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
R-96-241 ACCEPTING THE GRANT AWARD FROM THE U.S. DEPARTMENT OF JUSTICE UNDER THE UNIVERSAL HIRING PROGRAM ADMINISTERED BY THE DEPARTMENT OF JUSTICE'S OFFICE OF COMMUNITY POLICING SERVICES. (\$450,000)
- 6.16 GRANT APPLICATION - A RESOLUTION OF THE TOWN OF DAVIE,**
R-96-242 FLORIDA, AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR FUNDS UNDER THE U.S. DEPARTMENT OF JUSTICE LOCAL LAW ENFORCEMENT BLOCK GRANTS PROGRAM FOR \$70,978, AUTHORIZING THE ACCEPTANCE OF SAID FUNDS, ALLOCATING THE REQUIRED MATCH FROM THE POLICE DEPARTMENT'S FY 97 BUDGET, AND AUTHORIZING THE APPROPRIATE TOWN OFFICIALS AND STAFF TO IMPLEMENT SAID GRANT PROGRAM; AND PROVIDING AN EFFECTIVE DATE.
- 6.17 BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING**
R-96-243 THE BID FOR INSTALLED PARTITIONS AND WORKSTATIONS FOR THE DEVELOPMENT SERVICES DEPARTMENT, DADE COUNTY BID NUMBER 1072-1/97 AND STATE OF FLORIDA BID NUMBER 425-560-95-1 AND 425-000-95-1. (\$50,918)

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- 6.18 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
ACCEPTING
R-96-244 THE BID FOR RE-ROOFING VARIOUS TOWN HALL BUILDINGS.
(Rocky's Roofing - \$71,339.10)**
- 6.19 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
ACCEPTING
R-96-245 THE BIDS FOR MISCELLANEOUS UTILITY REPAIR PARTS, CO-OP BID
1995-96/14. (various bidders - low bidder for each item)**

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- R-96-246 6.20 **BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING**
THE BID FOR A HYDRAULIC RESCUE TOOL SYSTEM, CITY OF TAVARES BID AWARDED ON NOVEMBER 15, 1995. (Aero Products Corporation - \$15,579)
- R-96-247 6.21 **EXTENDING BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
EXTENDING THE BID FOR BUS SERVICE-SENIOR CITIZEN TRIPS. (Cruisin' Kids Carpool, Inc.)
- R-96-248 6.22 **EXTENDING BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
EXTENDING THE BID FOR TEMPORARY SERVICES-NON-OFFICE WORKERS. (primary supplier - Western Staff Services; secondary supplier - Temporary Labor Source, Inc.)
- R-96-249 6.23 **EXTENDING BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,**
EXTENDING THE BID FOR TEMPORARY SERVICES-OFFICE WORKERS. (Atrium Personnel Corporation)
- R-96-250 6.24 **SUBDIVISION PLAT - A RESOLUTION OF THE TOWN OF DAVIE,**
FLORIDA, APPROVING A SUBDIVISION PLAT AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 7-2-95, Vista Lakes West, 1401 SW 154 Avenue) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report*
- R-96-251 6.25 **INSTALLATION OF REQUIRED IMPROVEMENTS - A RESOLUTION OF**
THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, AND SUSAN L. ALSPECTOR, TRUSTEE, RELATING TO THE INSTALLATION OF REQUIRED IMPROVEMENTS WITHIN THE PARAGON CENTRE PLAT; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURE TO SAID AGREEMENT. (P 7-1-92, 4900 South University Drive)
- 6.26 **ISSUANCE OF BUILDING PERMITS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, AND FOREST RIDGE COMMUNITY DEVELOPMENT LTD., RELATING TO THE ISSUANCE OF BUILDING PERMITS WHILE PLATTING IS IN**

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PROGRESS; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURE TO SAID AGREEMENT. (P 4-1-96, 2400 Nob Hill Road)

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6.27 ISSUANCE OF BUILDING PERMITS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, AND FOREST RIDGE COMMUNITY DEVELOPMENT LTD., RELATING TO THE ISSUANCE OF BUILDING PERMITS WHILE PLATTING IS IN PROGRESS; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURE TO SAID AGREEMENT. (P 4-2-96, 2400 Nob Hill Road)

R-96-252 6.28 SUBDIVISION PLAT REVISION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING A REVISION TO PREVIOUSLY APPROVED SUBDIVISION PLAT AND PROVIDING AN EFFECTIVE DATE. (DG 7-1-96, Hidden Acres, 6900 SW 39 Street)

R-96-253 6.29 SUBDIVISION PLAT REVISION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING A REVISION TO PREVIOUSLY APPROVED SUBDIVISION PLAT AND PROVIDING AN EFFECTIVE DATE. (DG 7-2-96, Village Townhouse-Davie, 6900 SW 39 Street)

Ordinances - First Reading (Public Hearing to be held on August 21, 1996)

6.30 CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE TOWN CODE BY AMENDING ARTICLE XIII, DIVISION 1, ENTITLED WESTERN THEME DISTRICT; REVISING SECTIONS CONCERNING REVIEW PROCEDURE, SETBACKS, USES & HEIGHTS IN COMMERCIAL ZONES, WESTERN THEME DEVELOPMENT MANUAL, OUTDOOR LIGHTING, SIGNAGE, PARKING AND TRAFFIC CIRCULATION, AND LANDSCAPING; PROVING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

6.31 CODE AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING SECTION 12-30, TABLE 12-32(C) OF THE CODE OF DAVIE ENTITLED, "TABLE OF PERMITTED USES (C), BUSINESS PARK AND INDUSTRIAL DISTRICTS" AND SECTION 12-503 ENTITLED, "DEFINITIONS", TO PERMIT FOOD PROCESSING FACILITIES IN THE M-1, M-2 AND M-3 ZONING DISTRICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

6.32 AMENDMENT TO PERSONNEL RULES AND REGULATIONS - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, REVISING THE TOWN OF DAVIE'S PERSONNEL RULES AND REGULATIONS BY AMENDING RULE I, SECTION 11, REGARDING HARASSMENT; AMENDING VARIOUS SECTIONS OF RULE X REGARDING LEAVES OF ABSENCE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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Vice-Mayor Cox asked that item 5.30 be removed from the Consent Agenda.

Town Clerk Reinfeld read the ordinances - first reading by title only. Mayor Venis advised that a public hearing on items 6.30, 6.31 and 6.32 would be held on August 21, 1997.

An unidentified man (Arthur Joseph) indicated that he had questions on items 6.26 and 6.27.

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Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve the Consent Agenda without items 6.26, 6.27 and 6.30. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

6.26 and 6.27 Ms. Mellgren indicated that the petitioner had requested a tabling because a full Council would not be in attendance. She added that these resolutions were standards procedure and explained the resolutions.

6.30 Vice-Mayor Cox stated that the Town was encouraging boardwalks along the side of a building and indicated that this seemed to be nebulous. She asked how this was to be enforced. Glenn Irwin, Redevelopment Administrator, responded that this was a requirement in the current Code and indicated that it was thought to be better along the side street without a covered porch. He said that the boardwalk could be required but it was a matter of cost and whether it accomplished as much.

Vice-Mayor Cox questioned what the definition of the public site line was. Mr. Irwin advised that this was a current requirement and explained that if it could not be seen, it was debatable whether Western Theme was needed.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to approve item 6.30. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

7. SITE PLANS

7.1 SP 5-3-96, Griffin Road Animal Hospital, 11701 Orange Drive (CR)
*Planning and Zoning Division approved subject to the planning report;
Site Plan Committee approved subject to the planning report*

Christopher Gray, representing the petitioner, was present and displayed the proposed site plan. Ms. Mellgren summarized the planning report.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

7.2 SP 5-5-96, Flamingo Road ESL site, 3501 SW 130 Avenue (RS)
Planning and Zoning Division approved; Site Plan Committee approved

Kurt Volker, representing the petitioner, was present. Ms. Mellgren summarized the planning report.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

8. PUBLIC HEARINGS

Mayor Venis opened the public hearing.

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Ordinances - Second and Final Reading

- 96-33 **8.1 FIRE/EMS ASSESSMENT PROGRAM - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES, AND PROGRAMS IN THE TOWN OF DAVIE, FLORIDA; AUTHORIZING THE IMPOSITION AND COLLECTION OF FIRE RESCUE ASSESSMENTS AGAINST PROPERTY THROUGHOUT THE TOWN OF DAVIE; PROVIDING CERTAIN DEFINITIONS AND DEFINING THE TERM "FIRE RESCUE ASSESSMENT"; ESTABLISHING THE PROCEDURES FOR IMPOSING FIRE RESCUE ASSESSMENTS; PROVIDING THAT FIRE RESCUE ASSESSMENTS CONSTITUTE A LIEN ON ASSESSED PROPERTY UPON ADOPTION OF ASSESSMENT ROLL; PROVIDING THAT THE LIEN FOR A FIRE RESCUE ASSESSMENT COLLECTED PURSUANT TO SECTIONS 197.3632 AND 197.3835, FLORIDA STATUTES, UPON PERFECTION SHALL ATTACH TO THE PROPERTY ON THE PRIOR JANUARY 1, THE LIEN DATE FOR AD VALOREM TAXES; PROVIDING THAT A PERFECTED LIEN SHALL BE EQUAL IN RANK AND DIGNITY WITH THE LIENS OF ALL STATE, COUNTY, DISTRICT, OR MUNICIPAL TAXES AND ASSESSMENTS AND SUPERIOR IN DIGNITY TO ALL OTHER PRIOR LIENS, MORTGAGES, TITLES, AND CLAIMS; AUTHORIZING THE IMPOSITION OF INTERIM ASSESSMENTS; PROVIDING PROCEDURES FOR COLLECTION OF FIRE RESCUE ASSESSMENTS; PROVIDING A MECHANISM FOR THE IMPOSITION OF ASSESSMENTS ON GOVERNMENT PROPERTY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**
This item was approved earlier in the meeting.

- 96-34 **8.2 WARRANTY DEED - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A WARRANTY DEED FROM ESPERANZA MARQUEZ JOINED BY HER HUSBAND ALFONSO MARQUEZ, CONVEYING CERTAIN PROPERTY FOR USE AS A PUBLIC RIGHT-OF-WAY; AND PROVIDING AN EFFECTIVE DATE. (3900 SW 56 Avenue)**

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance. As no one spoke, the public hearing was closed.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

8.3 PETITIONER REQUESTING A TABLING TO SEPTEMBER 4, 1996

REZONING - ZB 4-1-96, Lester, 2400 SW 88 Avenue (from A-1 to CF) (tabled from July 17, 1996) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report and voluntary deed restrictions*
This item was tabled earlier in the meeting.

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**8.4 PETITIONER REQUESTING A TABLING TO
AUGUST 21, 1996**

REZONING - ZB 6-1-96, AT&T Wireless/So. Broward Utilities, Inc., 15400 Slydgemill Road (from U to U, amending the Master Plan) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board denied*

This item was tabled earlier in the meeting.

**8.5 STAFF REQUESTING A TABLING TO
SEPTEMBER 4, 1996**

VARIANCE - V 1-3-96, Chen, 10680 SW 40 Manor (A-1) (to increase the allowable fence height from 6 feet to 10 feet along the south property line) (tabled from July 17, 1996) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report*

This item was withdrawn earlier in the meeting.

**8.6 PLANNING AND ZONING BOARD TABLED TO
AUGUST 28, 1996; COUNCIL CAN TABLE TO
SEPTEMBER 4, 1996**

VARIANCE - V 4-2-96, New Town Commerce Center, Ltd., 3801 - 4131 NW 47 Avenue (M-3) (tabled from July 17, 1996)

This item was tabled earlier in the meeting.

**8.7 PLANNING AND ZONING BOARD TABLED TO
AUGUST 14, 1996; COUNCIL CAN TABLE TO AUGUST
21, 1996**

VARIANCE - V 6-2-96, Weiss/Ceresne, 15703 SW 31 Street (A-1)

This item was tabled earlier in the meeting.

**8.8 PLANNING AND ZONING BOARD TABLED TO
AUGUST 14, 1996; COUNCIL CAN TABLE TO AUGUST
21, 1996**

VARIANCE - V 6-3-96, Weiss/Duncan, south side of State Road 84, between Hiatus Road and Nob Hill Road (A-1)

This item was tabled earlier in the meeting.

**8.9 PLANNING AND ZONING BOARD TABLED TO
AUGUST 14, 1996; COUNCIL CAN TABLE TO AUGUST
21, 1996**

VARIANCE - V 6-4-96, Weiss/Maggert and Grabowski, 4730 SW 83 Terrace (M-1)

This item was tabled earlier in the meeting.

**8.10 VARIANCE - V 6-1-96, Lamontagne, 9010 Lake Park Circle North
(PRD 3.6) *Planning and Zoning Division approved; Planning and Zoning
Board approved***

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Mr. Webber explained the rules concerning the admission of evidence. Town Clerk Reinfeld swore in the witnesses. Gayle Easterling, Planning and Zoning Manager, read the planning report and stated that the following documents were to be included into the record: the application, the subject site map, planning report, and an aerial.

Jeanette Lamontagne and Brian Eden, the petitioners, were present. Mr. Eden explained the request.

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Mr. Webber asked if anyone wished to provide testimony in favor of or opposition to the variance. No one spoke.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

Vice-Mayor Cox asked if area behind the home was grass or lake and if this area was common open space. Ms. Easterling confirmed that it was common open space.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

8.11 VARIANCE - V 6-5-96, Lindquist/Weitzer, 10771 SW 14 Court (PRD 5) (to reduce the required peripheral setback from 25 feet to 0 feet along the northern boundary of the lot) Planning and Zoning Division approved; Planning and Zoning Board approved

Town Clerk Reinfeld swore in the witnesses. Ms. Mellgren advised that the variance requests for items 8.11, 8.12 and 8.13 were in the Harmony Lakes subdivision along the north side of the community. She discussed the blanket request that had been made by the Harmony Lakes developer at a previous Council meeting.

Mr. Webber asked if anyone wished to provide testimony in opposition to the variance. No one spoke.

Mr. Webber stated that Council had previously acted on this property as a larger variance application and Council's decision was being challenged. He advised that a decision had not been rendered and asked that in Council's deliberations, any changes that were seen be set forth.

Ms. Mellgren offered the planning report into evidence and summarized the planning report.

Scott Lindquist, the petitioner, was present and offered a photograph into evidence. Mr. Webber accepted the photograph. Mr. Lindquist explained the request.

Mr. Webber asked if anyone wished to provide testimony in favor of the variance. The following individuals spoke:

Axel Wojnar, lot 10 - Harmony Lakes.

Jay Glen, lot 30.

Edith McInerney, lot 33 - Harmony Lakes.

Lou Cicerelli, 10851 SW 14 Court.

Ron Hiralgo, lot 1 - Harmony Lakes.

Anibal Rivera.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

Councilmember Santini asked if the second developer had made the new purchasers aware that there was no room in the backyard for patios, pools or fences. Ms. Mellgren discussed the history of the site plan and added that she could guess that the new purchasers were not aware of the restriction. Discussion followed.

Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

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8.12 **VARIANCE** - V 6-6-96, Rivera, 10841 SW 14 Court (PRD 5) (to reduce the required peripheral setback from 25 feet to 0 feet along the northern boundary of the lot) *Planning and Zoning Division approved; Planning and Zoning Board approved subject to the voluntary change*

Town Clerk Reinfeld swore in the witnesses.

Mr. Webber asked if anyone wished to provide testimony in opposition to the variance. No one spoke.

Ms. Mellgren offered the planning report into evidence and summarized the planning report.

Mr. Webber stated that the Planning and Zoning Board approved the request subject to the voluntary stipulation to limit the size of the patio and enclosure to 434 square feet. He asked the petitioner if he was agreeable to the request. The petitioner (Anibal Rivera) replied affirmatively and confirmed that the Council's granting of the variance would be subject to the condition.

An unidentified woman explained the request and presented pictures. Mr. Webber accepted the pictures into evidence.

Mr. Webber asked if anyone wished to provide testimony in favor of the variance. The following individuals spoke:

Scott Lindquist.

Jay Glen, lot 30 - Harmony Lakes.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

8.13 **VARIANCE** - V 6-7-96, Wojnar/Weitzer at Harmony Lakes, Inc., 10761 SW 14 Court (PRD 5) (to reduce the required peripheral setback from 25 to 0 feet along the northern boundary of the lot) *Planning and Zoning Division approved; Planning and Zoning Board approved*

Mr. Webber indicated that the witnesses who had previously been sworn in did not need to be sworn in again. No one was sworn in. Mr. Webber asked if anyone wished to provide testimony in opposition to the variance. No one spoke.

Ms. Mellgren offered the planning report into evidence and summarized the planning report.

Axel and Vicky Wojnar, representing the petitioner, were present. Mr. Wojnar explained the request and presented pictures. Mr. Webber accepted the pictures into evidence.

Mr. Webber asked if anyone wished to provide testimony in favor of the variance. The following individuals spoke:

Jay Glen, lot 30 - Harmony Lakes.

Scott Lindquist.

Edith McInerney.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

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Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

Councilmember Santini indicated that the variances that were approved tonight were approved because of the special circumstances.

8.14 **SPECIAL PERMIT** - SE 6-1-96, Pellerito/Home Depot, 2300 South University Drive (B-3) (tabled from July 17, 1996) *Planning and Zoning Division approved subject to planning report; Planning and Zoning Board denied*

This item was tabled previously in the meeting.

Mayor Venis closed the public hearing portion of the meeting.

9. RESOLUTIONS

9.1 **EMS ASSESSMENT** - A RESOLUTION OF THE TOWN OF DAVIE,
R-96-254 FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE TOWN OF DAVIE, FLORIDA; DESCRIBING THE METHOD OF ASSESSING FIRE RESCUE ASSESSED COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE TOWN OF DAVIE; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

Town Clerk Reinfeld read the resolution by title.

Mark Lawson of Nabors, Giblin and Nickerson, explained the process of the fire/rescue assessment.

Mr. Wallace stated that Council needed to decide what the rate was that would be applied. He explained that the property rate had been set to the equivalent operating millage rate of this year. Mr. Wallace stated that if the Town remained at the \$25 assessment, \$1 million would need to be cut from the budget which would effect current levels along with next year's levels. He advised that staff was recommending that the assessment be set at \$37 which was the full cost of the assessment. Mr. Wallace indicated that the County may be lowering its taxes by approximately \$24 and for an additional \$12, the residents would be receiving more paramedics and units and better coverage.

Mr. Wallace stated that the residential rate was a flat fee set at \$37.94 and explained the rate for commercial properties. He indicated that a nursing home with more than 50,000 square feet would be approximately \$6,000. Councilmember Santini questioned how the universities would be charged. Mr. Wallace responded that the charge would be based on the size of each parcel. A discussion followed.

Mr. Wallace advised that 70% of the fire/rescue fee was being paid by residential properties. He added that the assessment would have to be reviewed again next summer and staff would be looking at new call data.

Councilmember Santini asked that the notice be made easily understood. Mayor Venis added that this information should be placed in the Davie Update.

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Vice-Mayor Cox made a motion, seconded by Councilmember Santini, to adopt the \$37.94 assessment, version one. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

10. APPOINTMENTS

10.1 Budget Advisory Committee (term expires December 1996; 1 exclusive appointment from Mayor Venis)
This item was deferred to August 21, 1996.

10.2 Fire Pension Board (term expires December 1997; non-exclusive appointment)

Vice-Mayor Cox suggested that possible names be submitted to the Town Clerk's Office prior to the meeting. This item was deferred to August 21, 1996.

11. DISCUSSION AND POSSIBLE ACTION

11.1 Davie Road Streetscape - Request from Community Redevelopment Agency

Neal Kalis, Chairman, stated that a proposed budget for the streetscape had previously been provided to Council and a revision regarding moving overhead utilities had been submitted. He advised that as the Agency continued to receive information on the downtown revitalization, it would be shared with Council. Chairman Kalis distributed an article from the Wall Street Journal regarding urban planning and he read a portion of said article. He thought it was wise on Council's part that the revitalization of the commercial areas in the downtown area was being reviewed. Discussion followed on the proposed budget.

Vice-Mayor Cox asked if the entire amount would be needed the first year if Council approved the budget. Chairman Kalis responded that it had been determined that it would take several months to hire an engineer for planning and to prepare a request for proposal. He indicated that it was his goal to have work begun by spring at the latest.

Mr. Flatley advised that Cindy Osborne's request not to block off SW 43 Street had been submitted to the Department of Transportation. He added that this request would be able to be accomplished.

Vice-Mayor Cox asked how this project would be funded. Mr. Wallace confirmed that the funding would come from the Capital Budget and the operating budget. He suggested that the project be done on a design/build basis.

Mayor Venis asked for a motion to approve the general cost estimate to move forward with this project.

Councilmember Santini made a motion, seconded by Vice-Mayor Cox, to approve. In a roll call, the vote was as follows: Mayor Venis - yes; Vice-Mayor Cox - yes; Councilmember Bush - absent; Councilmember Kiar - absent; and Councilmember Santini - yes. (Motion carried 3-0)

11.2 Request for Release of Voluntary Stipulation (V 5-5-92, Charles H. Powers, 4199 Kean Road)

Ms. Mellgren explained the 1992 variance request and indicated that Council had approved the request subject to stipulations. She stated that some of the stipulations had been met and maintained. Ms. Mellgren advised that a stipulation that was required was

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that a piece of property under the same ownership located on the east side of Kean Road would not be used for the storage of automobiles or used as a junkyard. She stated that Mr. Powers was asking that this stipulation be lifted so that the property on the east side could be used for storage of automobiles. Ms. Mellgren stated that she might support the request if it was for a limited amount of time. She indicated that she thought the property could have a better use than a junkyard.

Mayor Venis asked Ms. Mellgren to provide her opinion in writing and then return the issue to the Planning and Zoning Board.

Charles Forman, representing Charles Powers, provided Council with photographs and explained the photographs. He explained the function of the business and in the declaration of land use restrictions that was proposed, the restrictions indicated that they inured to the benefit of the Town, not to the public; however, nothing was ever filed. Mr. Forman advised that Mr. Powers was asking for Council to vote in favor of Mr. Webber to prepare a resolution for Council to vote on. He stated that the principle issue was if a land owner should be able to use his property in a manner that was shown in the photographs. Mr. Forman indicated that Mr. Powers wanted to expand his operation which would increase the value of the property and tax base. He stated that the Powers' operation was consistent with the land use and the zoning.

Gus Aguirre advised that Mr. Powers was proposing to place an eight foot concrete wall set back ten feet inside the property with all the landscaping on the outside. He added that no disassembling would be done and it was not intended to sell parts in the future. Mr. Forman stated that this stipulation would not be a problem. He indicated that the current stipulation was unclear of what was meant by a wrecking yard or junkyard. Mr. Forman advised that if automobiles were being dismantled and stored indefinitely and parts being sold were a concern, this was not a problem. Mr. Aguirre said that the stipulation could be amended.

Vice-Mayor Cox asked for the history of this project with Mr. Rawls providing the history. He added that the stipulation, while it may or may not have been filed with the property, was a condition that was on record with the Town.

Mr. Forman advised that he had asked Walker Powers if there had ever been an agreement that Council would not revisit the issue in the future or if the property owners had ever agreed to ever ask for more in the future. He stated that Mr. W. Powers answer was in the negative and Mr. Forman added that there was nothing of this nature in previous minutes. He quoted the land use restrictions which allowed for amendments or a termination by a majority vote of Council.

Vice-Mayor Cox stated that the request for an opinion from the Planning and Zoning Division was appropriate.

Councilmember Santini indicated that under the Town's variance rules, this request did not meet the variance requirements. She added that she thought the stipulation should stand and that this matter should not be put through the process again. Councilmember Santini stated that she would like this matter resolved at tonight's meeting.

Vice-Mayor Cox and Mayor Venis indicated that they would like to review this issue further. Vice-Mayor Cox stated that she tended to agree with Ms. Mellgren that the property could be better utilized and added that Ms. Mellgren's suggestion on a time limitation should be entertained. Mayor Venis suggested that Ms. Mellgren be directed to prepare a report which could be discussed at the next Council meeting. Vice-Mayor Cox stated that she would like to see a larger assessment with Ms. Mellgren advising that

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a graphic and an aerial would be provided. Mayor Venis recommended that the report be reviewed by the Planning and Zoning Board. Councilmember Santini requested that the report include the economic impact.

12. TOWN ADMINISTRATOR'S REPORT

Mr. Flatley stated that it had been agreed to close the median at Griffin Road as it approached Dykes Road. He said that the residents now wished to revote on this matter with their ballots being due at the end of August. Mr. Flatley advised that he had received a letter from Tom Thumb's attorney threatening litigation and a "speed response" from Elliot Auherhand to Broward County Commissioner Lori Parrish which was inaccurate. He indicated that it appeared that Commissioner Parrish had told the County to provide a temporary closure and Tom Thumb was pursuing litigation. Mr. Flatley stated that Arnold Ramos had not begun the closure design and he thought the Town should wait until the voting was concluded by the residents.

13. ADJOURNMENT

There being no objections or further business, the meeting was adjourned at 11:25 p.m.

APPROVED _____

Mayor/Councilmember

Town Clerk